



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of)	Atty. Dkt. No. 1153_010DIV5CON
)	
JAMES E. MOON et al.)	Examiner: Olsen, Allan W.
)	
Application No. : 10/692,457)	Art Unit 1763
)	
Filed : October 23, 2003)	
)	
For : METHOD FOR FABRICATING ESI)	
DEVICE USING SMILE AND)	
DELAYED LOCOS TECHNIQUES)	

RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a response to the Office Action, which was mailed on October 5, 2004.

To overcome the double patenting rejection set forth in the Office Action, an executed Terminal Disclaimer is attached hereto which disclaims the terminal part of the statutory term of any patent granted on the subject application that would extend beyond the expiration date of U.S. Patent No. 6,706,200.

An Information Disclosure Statement is also enclosed which cites the prior art cited on September 21, 2004 in the sister application, U.S. Application No. 10/687,198.

For the record, papers were filed on December 23, 2004 that change the Power of Attorney for this application. Accordingly, all future correspondence should be directed to the undersigned attorney at Jones, Tullar & Cooper, P.C.

In view of the foregoing, the Applicants respectfully submit that the application is now in condition for allowance. Accordingly, favorable reconsideration is respectfully requested.

Respectfully submitted,

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